Privacy Policy

Last Updated: September 29, 2020

I. Introduction

This Privacy Policy describes how we at Eton Pharmaceuticals, Inc. (also referred to as "Eton," "us," or "we") collect, maintain, use and disclose information from you and others (collectively referred to as "You") when You visit our website **www.etonpharma.com** or any of our other websites that link to this Policy (collectively referred to as the "Site"). This Privacy Policy also describes our specific policies with respect to the privacy protection we accord to personally identifiable information ("PII"). For purposes of this Policy, PII about You means information that identifies, relates to, describes, is reasonably capable of being associated with, or could reasonably be linked, directly or indirectly, with You or Your household.

Please read this Privacy Policy before using or submitting information to this Site, as You are deemed to consent to the collection, use and disclosure of information in accordance with this Privacy Policy when You use the Site.

Please note that Eton reserves the right to revise this Privacy Policy at any time at our sole discretion. Therefore, You are urged to review the Privacy Policy each time You access this Site to ensure that You are familiar with the most current version. If we modify the Privacy Policy in a material way, we will post a notice on the Site to let You know that the Policy has been so modified. Modifications are effective when posted on the Site. Use of this Site following such modification (or following any nonmaterial change) constitutes Your acceptance of the revised Privacy Policy then in effect.

II. How Does Eton Collect Your PII, and What Types of PII Does It Collect?

Eton collects PII about You when You actively provide it to us, such as by completing an online form, responding to a request for information, signing up to receive communications from us, or sending us an email or letter. Some areas of this Site ask You to submit PII in order for You to benefit from the specified features or to participate in a particular activity. On the registration screen for such a feature or activity, we clearly label which information is required for registration or participation, and which information is optional and may be given at Your discretion. You may always refuse to provide information to us, but this may lead to our inability to provide You with certain information, products or services or for You to participate in certain activities.

We also may collect PII about You from other sources, such as our business partners; the Internet, including social media websites; the press or other print media; and other organizations or individuals as permitted under applicable law.

Listed below are the types of PII that we may have collected about You within the past 12 months. Some of these types of information may not be PII, depending on other information we have access to

about You. Each type of information listed below is PII only if the information identifies, relates to, describes, references, is reasonably capable of being associated with, or could reasonably be linked, directly or indirectly, with You or Your household.

- Identifiers such as: Your name, postal address, online identifier, Internet Protocol (IP) address, email address, social security number, driver's license number, or other similar identifiers.
- "Customer Records" information (some of which may be identifiers or professional/employment-related information as well), such as Your name, signature, social security number, physical characteristics or description, address, telephone number, driver's license or state identification card number, insurance policy number, education, employment, employment history, bank account number, credit card number, debit card number, or any other financial information, medical information, or health insurance information.
- Commercial information, such as records of personal property, products or services purchased, obtained, or considered, or other purchasing or consuming histories or tendencies.
- Internet or other similar network activity, such as browsing history, search history, information on Your interaction with our website, mobile application(s), or an advertisement. This may include hardware and browser information of Your computer or other online device.
- Geolocation data, such as the physical location of the device You use to connect with us online.
- Biometric information, such as fingerprints or voiceprints.
- Sensory data, such as audio, electronic, visual, or similar information.
- Professional or employment-related information, such as Your current or past job history.
- Personal characteristics that are related to classifications legally protected from discrimination, such as race, national origin, ethnicity, marital status, age, and gender.
- Inferences drawn from other PII, such as a summary we might make based on Your apparent personal preferences, characteristics, psychological trends, predispositions, behavior, attitudes, intelligence, abilities, and aptitudes.

III. Our Business Purposes for Collecting PII; How We Use the Information

We may use the PII we collect from You for a variety of purposes permitted by law, including:

- To communicate with You, including in response to Your inquiries and to fulfill Your requests;
- To provide You with information about our products and services, and to provide You with our products and services;
- To improve the content of the Site, including to customize the Site to Your preferences;
- For our data analysis, product development, and marketing and research purposes;
- To prevent fraud, including by confirming Your identity;
- To maintain and upgrade the security of any data or information collected;
- For risk management and compliance purposes, including to comply with law enforcement and other legal processes;
- For any other purpose You may agree to at or before the time the personal information is collected from You.

IV. How We May Share Personally Identifiable Information

We may share the PII we collect as follows:

- With our service providers, whom we engage to assist us with technology support, operational support and other forms of assistance, and whom we bind by contract to protect the confidentiality and security of the PII we share with them;
- To our affiliated entities within the Eton corporate family, for legally permissible purposes;
- In the event of a proposed or actual reorganization, merger, sale, joint venture, assignment, transfer or other disposition of all or any portion of our company or its assets, to the proposed or actual acquiring party or assignee;
- As we believe to be appropriate: (i) when required by applicable law, including laws outside Your country of residence; (ii) to comply with legal process; (iii) to respond to requests from public and government authorities; (iv) to enforce the terms and conditions for use of the Sites, including this Policy; (v) to protect and defend our rights and property; (vi) to protect the interests of Eton or others; and (vii) to permit us to pursue available remedies or limit the damages that we may sustain.
- For any other purpose You may agree to at or before the time the PII is shared.

Absent Your consent, we do not sell Your PII and we do not share Your PII with non-affiliated entities for them to use for their own direct marketing purposes.

V. Other Information Collection, Use, and Sharing

As You navigate through this Site, we may automatically collect (that is, gather without You actively providing the information) certain information using various technologies and means, such as IP addresses, cookies, Internet tags, web beacons, and navigational data collection. For example, Your Internet browser automatically transmits to this Site some of this unidentifiable information, such as the URL of the website You just came from, the IP address, and the browser version Your computer is currently using. This Site may also collect information from Your computer through cookies, HTTP logging, or other technological means.

Cookies are small bits of information that are stored by Your computer's web browser and are classified as identifying files sent to a computer by a web server. Websites read these uniquely identifying files for future access and enable servers to associate computers to user profiles. HTTP logging consists of transaction files between a web client and server. You can decide if and how Your computer will accept a cookie by configuring Your preferences or options in Your browser. However, if You choose to reject cookies, You may not be able to use certain online products, services, or features on this Site. To learn more about cookies, please visit **https://www.allaboutcookies.org**.

By using the Site, You are deemed to unambiguously agree to its use of any cookies and similar technologies that You do not disable.

The Site also uses third-party analytical tools to help us monitor performance and usage patterns, for example, Google Analytics (**http://www.google.com/analytics**). Google Analytics uses cookies to collect information about Site visitors in order to provide analytics services based on a user's visits to sites across the Internet and across other mobile applications. For further information about the collection and use of data through Google Analytics, see **http://www.google.com/policies/privacy/partners**. Google offers the ability to opt out from tracking through Google Analytics cookies; to learn about this, visit: **http://tools.google.com/dlpage/gaoptout**.

Some web browsers may transmit "do-not-track" signals to the websites with which the user communicates. Because of differences in how web browsers incorporate and activate this feature, it is not always clear whether users intend for these signals to be transmitted, or whether they even are aware of them. Because there currently is no industry standard concerning what, if anything, websites should do when they receive such signals, Eton currently does not take action in response to these signals. If and when a final standard is established and accepted, we will reassess how to respond to these signals.

VI. Data Retention; Security

We will retain personal information about You for the period necessary to fulfill the purposes outlined in this Policy. We endeavor to use reasonable organizational, technical, and administrative measures to protect the PII we maintain within our organization.

VII. Updates to Your PII

If You would like to update PII that You have provided to us, You may contact us through one of the means listed in the "How to Contact Us" section at the end of this Policy.

VIII. Site Use Limitations and International Data Transfers

Our Sites are not directed to users under the age of 13 and we do not knowingly collect PII online from any person we know to be under the age of 13.

Our Sites are designed for users from, and are controlled and operated by us from, the United States. By using our Sites, You consent to the transfer of Your information to the United States, which may have different data protection rules than those of Your country.

IX. Links to Other Websites

Our Sites may provide links to third-party websites. When You click on one of these links, You will be accessing content that is not subject to this Policy. We are not responsible for the information-collection practices of the other websites that You visit, and advise You to review their privacy policies before You provide them with any PII.

X. California Residents' Privacy Rights

If You are a resident of California, You have certain privacy rights under the California Consumer Privacy Act ("CCPA"). We honor those rights, as described below, and we are prohibited by law from discriminating against You for exercising any of those rights.

A. Right to Know

If You are a California resident, You have the right to know what PII we have collected about You, why we collected it, and the categories of third parties (excluding service providers) with whom we have shared the PII during the past 12 months. (See below on "How to Submit a Request"). You may request that we provide a description of the categories of PII we have collected (a "Categories Request") or a request for access to the specific pieces of PII we have collected (a "Specific Pieces Request").

If You make a Categories Request, and You do not have any type of account with us, we will need You to provide us with at least two data elements specific to You, such as Your cell phone number or mother's maiden name (depending on the data elements we already maintain about You), so that we can verify Your identity. After we confirm that Your request is a verifiable consumer request, we will disclose to You:

- The categories of PII we collected about You.
- The categories of sources for the PII we collected about You (eg, social media websites, government records available to the public, etc).
- Our business or commercial purpose for collecting that PII.
- The categories of third parties other than service providers (if any) with whom we shared the PII.

If You make a Specific Pieces Request, we need to be sure we have verified Your identity with great certainty to safeguard Your privacy. In order for us to verify Your identity, if You do not have any type of account with us, You will need to provide to us at least three data elements specific to You, together with a signed declaration under penalty of perjury that You are the consumer whose personal information is the subject of the request. After we confirm that Your request is a verifiable consumer request, we will disclose to You:

- The specific pieces of PII we collected about You that You requested.

B. Right to Request Deletion

You have the right to request that we delete any of Your PII that we collected from You and retained, other than personal customer information (as defined above). We are not obligated to comply with Your request if we have a legal basis to retain the PII. If You make a request for us to delete PII, and You do not have any type of account with us, we may need You to provide us with at least two data elements specific to You so that we can verify Your identity. Once we receive and confirm that Your request is a verifiable consumer request (see below on "How to Submit a Request"), we will inform You whether we have deleted (and have directed our service providers to delete) Your PII from our records,

or whether we are declining to grant Your request to delete due to an exception to the CCPA deletion requirements.

C. Exceptions

If You are working for or seeking to work for Eton, or if You are an employee or other representative of a business or other organization that is exploring or engaging in a business-to-business transaction with Eton, the CCPA currently does not provide You with a "right to know" or "right to request deletion" until September 29, 2021.

D. How to Submit a Request

To request access to or deletion of Your PII as described above, please submit a verifiable consumer request to us by either:

- Sending us an email at **privacy@etonpharma.com**
- Mailing Your request to:
  Eton Pharmaceuticals
  21925 W Field Parkway, Suite 235
  Deer Park, IL 60010-7278, USA
  Attention: Compliance

You may make a request on Your own behalf, and if You are the parent or guardian of a minor child, You also may make a request related to Your child's PII. If You wish to designate an authorized agent to make a request on Your behalf, please provide us with a signed declaration stating that Your intent is to permit that individual to act on Your behalf and include such individual's full name, address, email address, and phone number. That way we will be sure You have fully authorized us to act in accordance with the requests of that individual.

As indicated above, in order to protect Your PII from unauthorized disclosure or deletion at the request of someone other than You or Your legal representative, Eton requires identification verification before granting any request to provide copies of, know more about, or delete Your PII. We take special precautions to help ensure this. We cannot respond to Your request or provide You with PII if we cannot verify Your identity or authority to make the request and confirm that the PII relates to You. We will only use PII collected in connection with a verifiable consumer request to verify the requestor's identity or authority to make the request.

We endeavor to respond to a verifiable consumer request within forty-five (45) days of its receipt. If we require more time (up to 45 additional days), we will inform You of the reason and extension period in writing.

XI. How to Contact Us

If You have any questions, comments, or concerns regarding this Privacy Policy, please send an email to **privacy@etonpharma.com** or write to us at:

Eton Pharmaceuticals
21925 W Field Parkway, Suite 235
Deer Park, IL 60010-7278, USA
Attention: Compliance

Cookie Policy

Last Updated: September 29, 2020

I. Introduction

This Cookie Policy describes how we at Eton Pharmaceuticals (also referred to as "Eton," "us," or "we") use cookies and similar technologies to collect and use data as part of our services as defined in our **Privacy Policy**. This Policy applies to any Eton product or service that links to this policy or incorporates it by reference.

By visiting the website managed by Eton, including **www.etonpharma.com** ("Site"), You consent to the use of cookies in accordance with this Cookie Policy. A pop-up asking for Your consent to this Policy was visible on Your first visit to our Site. By continuing to visit or use our services, You are agreeing to the use of cookies and similar technologies for the purposes described in this Policy. You may withdraw Your consent at any time by following the instructions below.

This Cookie Policy does not apply to, and we are not responsible for, the privacy practices of third-party websites which may be linked to our Site.

Please note that Eton reserves the right to revise this Cookie Policy at any time at our sole discretion. Therefore, You are urged to review the Cookie Policy each time You access this Site to ensure that You are familiar with the most current version. If we modify the Cookie Policy in a material way, we will post a notice on the Site to let You know that the Policy has been so modified. Use of this Site following such modification (or following any nonmaterial change) constitutes Your acceptance of the revised Cookie Policy then in effect.

II. What Is a Cookie?

Cookies are small bits of information that are stored by Your computer's web browser and are classified as identifying files sent to a computer by a web server. Websites read these uniquely identifying files for future access and enable servers to associate computers to user profiles. HTTP logging consists of transaction files between a web client and server. The other tracking technologies work similarly to cookies and place small data files on Your devices or monitor Your website activity to enable us to collect information about how You use our Sites. This allows our Sites to recognize Your device from those of other users of the Sites.

Cookies can be useful because they allow a website to recognize a user's device. Cookies allow users to navigate between pages efficiently, remember preferences, and generally improve the user experience for You. They can also be used to tailor advertising to Your interests through tracking Your browsing across websites.

The information provided below about cookies also applies to these other similar technologies. You

can find more information at **https://www.allaboutcookies.org**.

III. How Do Our Sites Use Cookies and Other Similar Technologies?

As You navigate through this Site, we may automatically collect (that is, gather without You actively providing the information) certain information using various technologies and means, such as Internet Protocol (IP) addresses, cookies, Internet tags, web beacons, and navigational data collection. For example, Your Internet browser automatically transmits to this Site some of this unidentifiable information, such as the URL of the website You just came from, the IP address, and the browser version Your computer is currently using. This Site may also collect information from Your computer through cookies, HTTP Logging, or other technological means.

Eton uses cookies and other similar technologies to identify You and Your interests, to remember Your preferences, and to track Your use of our Sites. We also use cookies and other similar technologies to control access to certain content on our Sites, protect the Sites, and to process any requests that You may make.

Depending on the Site, we use the following types of cookies:

Persistent cookies. We use persistent cookies to improve Your experience of using the Sites. This includes recording Your acceptance of our Cookie Policy to remove the cookie message, which first appears when You use the Sites.

Session cookies. Session cookies are temporary and deleted from Your machine when Your web browser closes. We use Session cookies to help us track Internet usage.

To administer our Sites and for research purposes, Eton may also contract with third-party service providers to track and analyze statistical usage and volume information from our Site users. These third-party service providers use persistent cookies to help us improve the user experience, manage our Site content, and analyze how users navigate and utilize the Sites. For example, Google Analytics (**http://www.google.com/analytics**) uses cookies to collect information about Site visitors in order to provide analytics services based on a user's visits to sites across the Internet and across other mobile applications. For further information about the collection and use of data through Google Analytics, see **http://www.google.com/policies/privacy/partners**. Google offers the ability to opt out from tracking through Google Analytics cookies; to learn about this, visit: **http://tools.google.com/dlpage/gaoptout**.

Some web browsers may transmit "do-not-track" signals to the websites with which the user communicates. Because of differences in how web browsers incorporate and activate this feature, it is not always clear whether users intend for these signals to be transmitted, or whether they even are aware of them. Because there currently is no industry standard concerning what, if anything, websites should do when they receive such signals, Eton currently does not take action in response to these signals. If and when a final standard is established and accepted, we will reassess how to respond to these signals.

By using the Site, You are deemed to unambiguously agree to its use of any cookies and similar technologies that You do not disable.

IV. How Do I Refuse or Withdraw My Consent to the Use of Cookies or Other Similar Technologies?

You can decide if and how Your computer will accept a cookie by configuring Your preferences or options in Your browser. However, if You choose to reject cookies, You may not be able to use certain online products, services, or features on this Site.

If You want to remove previously stored cookies, You can manually delete the cookies at any time. However, this will not prevent the Sites from placing further cookies on Your device unless and until You adjust Your Internet browser setting as described above.

To avoid web beacons, configure Your email reader program to disable the functionality that enables remote images to load and by refraining from clicking on any links in email messages.

To learn more about cookies, please visit **https://www.allaboutcookies.org**.

V. Contact Us

If You have any questions, comments, or concerns regarding this Cookie Policy, please send an email to **privacy@etonpharma.com** or write to us at:

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Attention: Compliance